

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ANTOLIN ANDREW MARKS, ) CASE NO. C06-0717RSL  
)  
Petitioner, )  
)  
v. ) ORDER OF DISMISSAL  
)  
NEIL CLARK, *et al.*, )  
)  
Respondents. )  
\_\_\_\_\_ )

The Court, having reviewed petitioner's 28 U.S.C. § 2241 petition, all papers and exhibits in support and in opposition to that petition, the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, petitioner's and respondents' objections thereto, petitioner's response to respondents' objections, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Petitioner's § 2241 petition is DENIED, and this action is DISMISSED with prejudice;
- (3) Respondents' request for a permanent injunction is DENIED for the reasons set forth in the Report and Recommendation and in the order of dismissal in the related case C06-1796RSM (W.D. Wash. July 2007), although nothing in this order prevents respondents from seeking an injunction in the future if appropriate;

01 and

02 (3) The Clerk is directed to send copies of this Order to the parties and to Judge  
03 Theiler.

04 DATED this 23<sup>rd</sup> day of July, 2007.

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07 Robert S. Lasnik  
08 United States District Judge  
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